IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 16TH MARCH 2007 / 25TH PHALGUNA 1928

WP(C).No. 40032 of 2003(N)

PETITIONER:

KALYANI, W/O. LATE PEETHAMBARAN,
VATTAPARAMBIL HOUSE, PUNNOOKKARA DESOM,
PUTHUR VILLAGE, THRISSUR TALUK.

BY ADV. SRI.P.VIJAYA BHANU
SRI.BIJU ZACHARIA. M

RESPONDENTS:
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1. THE SECRETARY, PUTHUR GRAMS PANCHAYAT,
PUTHUR.

2. PUTHUR GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY, PUTHUR,
TRICHUR DISTRICT.

BY ADV. SRI.C.K.ABDUL RAHIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 16/03/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 40032/2003 N

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE SALE DEED NO. 1680/1/96 DT. 3/4/96 OF THE KUTTANELLORE SUB REGISTRY.

EXT.P2. COPY OF THE JUDGMENT IN CC NO. 15/97 OF THE JUDICIAL MAGISTRATE OF IST CLASS III, THRISSUR, DT. 20/08/2001.

EXT.P3. COPY OF THE NOTICE NO. A4/ 339/2002 DT. 26/11/2003 OF THE R1 SENT TO THE PETITIONER.

EXT.P4. COPY OF THE REPLY NOTICE SENT BY THE PETITIONER TO THE R1 DT. 8/12/2003.

EXT.P5. COPY OF THE RECEIPT NO. 64 DT. 23/1/2003 GIVEN BY THE VILLAGE OFFICER, PUTHUR TO THE PETITIONER.

True copy

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KURIAN JOSEPH, J.

W.P(C)No.40032 of 2003

Dated this the 16th day of March, 2007

JUDGMENT

Petitioner is aggrieved by Ext.P3 notice issued by the first respondent directing the petitioner to surrender vacant possession of the alleged encroachment. According to the petitioner there is no engagement. She has submitted Ext.P4 reply through an advocate. Ext.P5 is the tax receipt. There will be a direction to the first respondent to consider Ext.P4 with notice to the petitioner and pass appropriate orders thereon in accordance with law taking into consideration Ext.P5 and any other relevant materials. The interim order dated 18-12-2003 will continue till such time.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.